



U.S. Department of Justice

United States Marshals Service

Office of General Counsel

Washington, DC 20530-0001
(703) 740-3943

MAR 19 2019

Mr. Austin R. Evers
American Oversight
1030 15th Street, N.W., Suite B255
Washington, D.C. 20005

RE: Freedom of Information/Privacy Act Request No. 2019USMS000215
Subject: Use of Tear Gas for Immigrant Control

Dear Mr. Evers:

The United States Marshals Service (USMS) is responding to your Freedom of Information/Privacy Act (FOIA/PA) request for records sufficient to identify any training and/or guidance provided to US government officials and active military- on the use of tear gas for immigration control, and records sufficient to identify all reports of violence by migrants – including throwing rocks – reported by border patrol or active military officers on November 25, 2018.

Pursuant to your request, the USMS conducted a search of the Training Division which failed to locate records responsive to your request.

With respect to your requests for records sufficient to identify all reports of violence by migrants – including throwing rocks – reported by border patrol or active military officers on November 25, 2018, the USMS would not maintain any such records. You may wish to contact U.S. Customs and Border Protection (CBP) directly for any records or information they may have which are responsive to your request. An online FOIA request form is available on the CBP website.

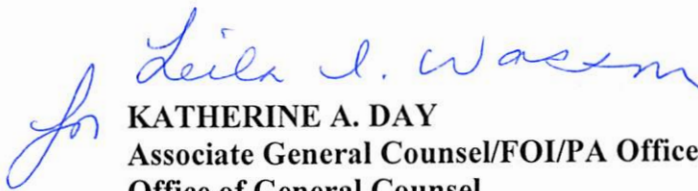
If you are not satisfied with my response to this request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's FOIAonline portal by creating an account on the following web site: <https://foiaonline.regulations.gov/foia/action/public/home.portal.html>. Your appeal must

be postmarked or electronically transmitted within 90 days of the date of my response to your request. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information/ Privacy Act Appeal."

You may contact Katherine A. Day or our FOIA Public Liaison at the telephone number listed above for any further assistance and to discuss any aspect of your request.

Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives Records Administration, Room 2510, 8601 Adelphi Road, College Park, Maryland 20740-6001, email at ogis@nara.gov, telephone at 202-741-5770; toll free at 1-877-684-6448, or facsimile at 202-741-5769.

Sincerely,


KATHERINE A. DAY
Associate General Counsel/FOI/PA Officer
Office of General Counsel